HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.2683 OF 2005.

Shri Deodan Govind Bhambal & Ors. ...Applicants.

V/s.

State of Maharashtra. ...Respondent

Shri C.R.Sonawane, for applicants.

Shri K.V.Saste, APP for respondent.

Shri S.G.Rajput, for complainant.

CORAM: A.M.KHANWILKAR,J
DATE : APRIL 26, 2005

P.C. :-

1. Heard counsel for the parties including the counsel for the complainant.

2. In my opinion, having regard to the background in which, private complaint has been registered and in turn, ordered to be investigated by the concerned Magistrate under section 156(3) of the Code, the proper course is to direct the investigating officer to give 72 hours advance notice to the applicants, in the event, he decides to arrest any of the applicants on being satisfied that there is material on record to indicate complicity of any of the applicants in the commission of the offence.

3. In the mean time, the applicats shall co-operate with the investigating Officer for the purpose of investigation of the present case and report to the Investigating Officer as and when called upon.

3. Application is disposed of in the above terms.